

CRIMINAL CAUSE FOR SENTENCING

BEFORE: SEYBERT, J.

DATE: 11-12-2004 TIME: 2:30

DOCKET NUMBER: CR-00-1309

DEFT. NAME: HOWARD FINGER DFT. #: _____

X PRESENT, ___ NOT PRESENT, ___ IN CUSTODY, X ON BAIL

ATTY FOR DEFT.: JOEL RUDIN ___ CJA
___ XPRESENT, ___ NOT PRESENT X RETAINED

A.U.S.A.: WAYNE BAKER DEPUTY CLERK: C. BARAN

U.S.P.O.: A. JINGELESKI REPORTER: M. STEIGER

X CASE CALLED FOR SENTENCE. COUNSEL FOR ALL SIDES PRESENT.

X STATEMENTS OF DEFT AND COUNSEL HEARD.

X DEFENDANT OBJECTIONS TO THE PSR ARE NOTED.

X RULINGS RE: GUIDELINES ARE ENTERED ON THE RECORD.

___ PSR ADOPTED.

X PSR AND ADDENDA ADOPTED, AS AMENDED.

___ GUIDELINES ARE ADOPTED.

X GUIDELINES ADOPTED, AS AMENDED.

X THE DEFENDANT IS SENTENCED AS FOLLOWS:

X THE DEFENDANT SHALL BE SENTENCED TO PROBATION FOR A PERIOD OF
5 YEARS ON COUNT 1 .

X SPECIAL CONDITIONS OF PROBATION:

X THE DEFENDANT SHALL NOT POSSESS A FIREARM.

X OTHER: THE DEFENDANT SHALL MAKE FULL FINANCIAL DISCLOSURE TO
THE PROBATION DEPT. AND PAY RESTITUTION OF \$19,730,315.00.

THE DEFENDANT SHALL COMPLY WITH TERMS OF CONSENT
ORDER OF FORFEITURE ISSUED 6-28-2001.

____ THE DEFENDANT SHALL BE FINED THE SUM OF \$ _____ .

X THE FINE SHALL BE WAIVED DUE TO THE DEFENDANT'S INABILITY TO
PAY SUCH A FINE.

X SPECIAL ASSESSMENT OF \$100 IS IMPOSED ON EACH COUNT FOR A
TOTAL ASSESSMENT OF 100.00 .

____ THE DEFENDANT'S MOTION FOR A DOWNWARD DEPARTURE OF THE
GUIDELINES IS HEREBY:

____ DECISION ENTERED ON THE RECORD.

____ ON MOTION OF THE AUSA THE REMAINING COUNTS OF THE
INDICTMENT AND/OR SUPERSEDING INDICTMENT ARE HEREBY
DISMISSED.

X THE DEFENDANT IS ADVISED OF HIS RIGHT TO APPEAL.

____ OTHER :